GOVERNMENT OF INDIA
DEFENCE
LOK SABHA

UNSTARRED QUESTION NO:2733
ANSWERED ON:05.12.2002
ACTION ON CHARGES OF CRIMINAL OFFENCES
T. GOVINDAN

Will the Minister of DEFENCE be pleased to state:

(a) whether the Government have taken action on the charges of criminal offences by Defence personnel for which cases are pending in courts; and

(b) if so, the details thereof?

Answer

MINISTER OF DEFENCE (SHRI GEORGE FERNANDES)

(a) & (b): As per Service Acts, criminal cases against Defence service personnel can be taken over by the Services from Criminal Courts and tried under the concerned Service Acts (Army Act, 1950, Navy Act, 1957 and Air Force Act, 1950) in accordance with Section 475 of the Criminal Procedure Code, subject to service exigencies.After taking over the case, the person concerned is invariably tried under the concerned Service Act. The cases which are not taken over by the Services are dealt with by the Criminal Courts in accordance with the Law. If a Defence service personnel is punished by any court, the court orders are implemented and wherever required, further appropriate action is taken by the Armed Forces.